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MOTOR VEHICLE INDUSTRY BULLETIN **MOTOR TRANSPORT & MOTOR FUEL INDUSTRIES**

2005 LEGISLATIVE SESSION

The 73rd Legislative Session has ended and a number of Legislative Bills have passed during the recent session that relate to the Motor Vehicle Industry. Enrolled legislative bills can be viewed on the State of Nevada Legislative Website at: <http://leg.state.nv.us/73rd/Reports/>.

SENATE BILL 3: Senate Bill 3 enacts a "Taxpayer Bill of Rights" which pertains to taxpayers of fuel.

- Informational pamphlets are being printed and will be available at DMV offices in the very near future.
- Additional information regarding the Taxpayers Bill of Rights can be found with this newsletter.
- Additional information regarding the Taxpayers Bill of Rights are also on the Department of Motor Vehicles Website at: <http://www.dmvnv.com/pdf/forms/mc034.pdf>.
- Pamphlets detailing the Taxpayer Bill of Rights are now available at all libraries throughout the state.

Senate Bill 3 became effective on July 1, 2005.

SENATE BILL 12: Senate Bill 12 allows for:

- Creation of a new, stand alone Motor Carrier Division within the Department of Motor Vehicles.
- Forms and other related documentation used by the Motor Transport and Motor Fuel Industries are being revised to identify Motor Carrier as a stand alone division within the Department.

Senate Bill 12 became effective on May 4, 2005.

SENATE BILL 165: Senate Bill 165 specifies:

- That the Department of Motor Vehicle's efforts to collect petroleum inspection fees are deposited in the State Treasury and credited to a separate account in the State General Fund for use by the Department of Agriculture.

Senate Bill 165 becomes effective on July 1, 2007.

SENATE BILL 181: Senate Bill 181 authorizes:

- Certain counties to impose additional taxes on certain motor vehicle fuels (not including aviation fuels), based upon the Consumer Price Index for West Urban Consumers.
- S.B. 181 includes all counties with a population less than 400,000.
- Counties will only be allowed to impose additional taxes based upon the Consumer Price Index on motor vehicle fuels if approved by voters during an election.

Senate Bill 181 became effective on July 1, 2005.

SENATE BILL 481: Senate Bill 481 revises the Civil Air Patrol Account:

- Removing the \$130,000 cap for funds deposited into the account for certain fuels (aviation fuels).

Senate Bill 481 became effective on July 1, 2005.

ASSEMBLY BILL 82: Assembly Bill 82 changes:

- Provisions for the process regarding overweight vehicles and axles.
- A.B. 82 also revises the formula for the calculation of allowable weight on any group of two or more axles.

Assembly Bill 82 becomes effective on October 1, 2005.

ASSEMBLY BILL 255: Assembly Bill 255 has revised some of the business provisions and penalties relating to the sale or distribution of dyed special fuels. The bill also:

- Authorizes the Department to adopt Nevada Administrative Code Regulations requiring the electronic filing of supplier tax returns.
- Industry Forms relating to this bill are enclosed with this newsletter.
- Additional copies of the Industry Forms relating to A.B. 255 are also available on the Department of Motor Vehicles Website at <http://www.dmvnv.com/pdfforms/mc025.pdf>
- Sets the minimum fine for illegal use of dyed fuel at \$2,500. All purchasers of dyed special fuel must complete and sign a [Statement of Acknowledgement and Intended Use of Dyed Special Fuel \(MC 025\)](#). This agreement will be available from your supplier or retailer.
- Requires that access to dyed special fuel pumps or bulk tanks be controlled and restricted to only those persons who have been pre-approved by the proprietor of the pump or bulk tank. If access to the dyed special fuel is not controlled, the Department may impose an administrative fine of not more than \$10,000.00 for each violation.

Assembly Bill 255 became effective on July 1, 2005.

ASSEMBLY BILL 547: Assembly Bill 547 revises:

- The formula for distribution of revenue from tax on certain motor vehicle fuels directly to incorporated cities and provides a hold harmless level of the 2.35 cent tax distribution for incorporated cities.

Assembly Bill 547 became effective on July 1, 2005.